THE HON'BLE SMT. JUSTICE T. MEENA KUMARI
and
THE HON'BLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No. 26040 of 2003

O R D E R: (Per the Hon'ble Smt. Justice T. Meena Kumari)

This writ petition is filed seeking to issue a writ of Certiorari calling for the records relating to the order dated 23.2.2001 passed by the A.P. Administrative Tribunal in O.A. No. 8862 of 1998 and to quash the same as illegal and arbitrary.

Heard the learned counsel for the parties and perused the material available on record.

It is contended by the learned Government Pleader appearing for the petitioners that the Tribunal erred in directing the petitioner Department to regularise the services of the respondent in pursuance of G.O.Ms.No.212 dated 22.4.1994 and G.O.Ms.No. 112 dated 23.7.1997, as he is only a daily wage worker. However, the learned counsel for the respondent submitted that the respondent has been appointed long back i.e. on 1.6.1986 and he is still continuing as daily worker and he is entitled for regularisation as he fulfils the conditions stipulated in the abovementioned G.Os. It is further submitted that the Tribunal made it clear to regularise the services of the applicants who fulfil the conditions incorporated in G.O.Ms.No.212 dated 22.4.1994 and G.O.Ms.No.112 dated 23.7.1997 irrespective of the fact whether they complete 5/10 years of service as on 25.11.1993 provided they are in service as on the said cut-off date and without insisting for existence of clear vacancy.

Having regard to the facts and circumstances and in

view of the fact that the Tribunal made it clear to regularise the services of the respondent – applicant provided he is in service as on the cut off date, we do not find any infirmity in the order passed by the Tribunal.

We find no merit in the writ petition. It is accordingly dismissed.

T. MEENA KUMARI, J.

G. CHANDRAIAH, J.

Date: 13-07-2007.

MVB.